

COPY

DECLARATION FOR PATENT APPLICATION

As the below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled METHODS OF IDENTIFYING OPTIMAL DRUG COMBINATIONS AND COMPOSITIONS THEREOF, the specification of which

\_\_\_\_\_ is attached hereto as Attorney Docket No. \_\_\_\_\_).

X \_\_\_\_\_ was filed on November 28, 2000  
as Application Serial No. 09/724,764  
(Attorney Docket No. P-OD 4493)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to myself to be material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56.

Under Sec. 1.56, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or (2) It

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refutes, or is inconsistent with, a position the applicant takes in: (a) Opposing an argument of unpatentability relied on by the U.S. Patent and Trademark Office, or (b) Asserting an argument of patentability.

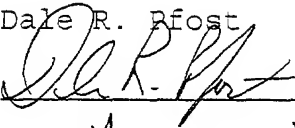
I hereby claim the benefit under Title 35, United States Code, § 119(e) of the United States provisional application(s) listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information that is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 that became available between the filing date of the prior application(s) listed below and the filing date of this non-provisional application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
60/167,931	November 29, 1999	Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may

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jeopardize the validity of the application or any patent issued thereon.

Full name of inventor: Dale R. Pfost  
Inventor's signature:   
Date: May 15 '01  
Residence: Pennington, New Jersey  
Citizenship: U.S.A.  
Post Office Address: 4 Rosedale Way  
Pennington, New Jersey 08534

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Dale R. Pfoest )  
Serial No: Not Yet Known )  
Filed: Herewith )  
For: METHODS OF IDENTIFYING )  
OPTIMAL DRUG COMBINATIONS )  
AND COMPOSITIONS THEREOF )  
\_\_\_\_\_ )


Commissioner for Patents  
Washington, D.C. 20231

APPOINTMENT OF ASSOCIATE ATTORNEY

I am attorney of record in the above-referenced patent application and, pursuant to 37 C.F.R. 1.34b, I hereby appoint David A. Gay, Registration No. 39,200, Calvin A. Fan, Registration No. 38,444, Andrea L. Gashler, Registration No. 41,029, James J. Wong, Registration No. 34,949, Deborah L. Cadena, Registration No. 44,048, Melanie K. Webster, Registration No. 45,201, Astrid R. Spain, Registration No. 47,956, Margaret M. Parr, Registration No. 48,111, and Kimberly J. Prior, Registration No. 41,483, as associate attorneys of record to prosecute this application as well as any continuation and divisional applications and to transact all business in the Patent and Trademark Office in connection therewith.

Respectfully submitted,

Date: December 27, 2001

  
\_\_\_\_\_  
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